THE HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION NO.5748 of 2007

Between:

Challagundla Subbarayudu, r/o Vinjamuru,
Nellure District

..Petitioner

vs.

The Enforcement Deputy Tahsildar,
Ongole-1

…Respondents

THE HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION NO.5748 of 2007

ORAL ORDER

The petitioner assails the order dated.04-03-2007 of the 3rd respondent directing interim disposal of a quantity of 540 quintals of Red gram belonging to the petitioner and seized from the Sarvani Cold Storage, Yedugundlapadu on 21-02-2007. The commodities were seized from the godown in question on 21-02-2007 on the ground that the petitioner has stored the scheduled commodities without a licence under the provisions of the Control Order 1982. The petitioner submitted an application dated.26-02-2007 for interim release of the seized commodities in his favour pending finalization of the case initiated under Sec.6-A of the Essential Commodities Act. The 3rd respondent has passed no order on this application and while so has passed the impugned order clearly recording that the interim disposal order is issued under Sec.6-A2 as it is expedient for the larger public interest to make available the commodities at reasonable and fair prices to the public and to curtail hoardings in pulses. The 3rd respondent is seen to have recorded that satisfaction as mandated by Sec.6-A of the Act. No infirmity in the exercise of discretion or power by the 3rd respondent by the impugned order is discernable.

There are no merits. The writ petition is accordingly dismissed at the stage of admission after hearing the learned Government Pleader for Civil Supplies also.

Dt: 22.03.2007

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TSNR **GODA**

RAGHURAM,J